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International Business Machines Corporation

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MICHAEL DANIELI, on behalf of himself and
those similarly situated,

Plaintiff,

v.

INTERNATIONAL BUSINESS MACHINES
CORPORATION,

Defendant.

08 CV 3688 (RWS)

ECF CASE

NOTICE OF APPEARANCE

To the Clerk of this Court and all parties of record:

Enter my appearance as counsel in this case for International Business Machines

Corporation. I certify that I am admitted to practice in this Court.

Dated: August 22, 2008

JONES DAY

/s/ Jessica Kastin

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CERTIFICATE OF SERVICE

I hereby certify that I have caused a true and correct copy of the foregoing NOTICE OF APPEARANCE to be served on the following counsel of record this 22nd day of August, 2008 by forwarding a copy, by First Class mail, addressed to:

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